

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2010-005892-001 DT

06/21/2016

COMMISSIONER CHARLES DONOFRIO III

CLERK OF THE COURT

C. Williamson

Deputy

STATE OF ARIZONA

KYRA JOHNSON GODDARD

v.

JOSHUA NEAL BARNEY (001)

DOB: 11/11/1983

CARISSA ANN JAKOBE

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

MCSO-ATTN RECORDS MANAGER

RFR

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION  
ARRAIGNMENT/VIOLATION HEARING

3:34 p.m.

Courtroom #2 CCB - LL

State's Attorney: S. Corcoran

Defendant's Attorney: C. Jakobe

Defendant: Present

A record of the proceedings is made digitally in lieu of a court reporter.

Defendant was present for the group advisement given on the record at 1:22 p.m. this date in Courtroom 2.

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The Defendant has previously entered a denial to the alleged violation of probation and now advises the Court that he/she wishes to enter an admission.

The Defendant admits violation of probation for condition 22.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report.

Disposition proceeds at this time.

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation beginning 07/12/2013:

Count(s) 1 and 2: For a period of lifetime.

Conditions of probation include the following:

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8: Request and obtain written permission of the APD prior to leaving the State.

Condition 9: May apply for Interstate Compact supervision in the state of Utah and will not proceed to that state until reporting instructions are received and the APD issues a written travel permit.

Condition 15: Restitution, Fines and Fees:

RESTITUTION: Count 1 - \$20,679.80, payable \$100.00 per month.

No restitution ledger provided.

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PROBATION SERVICE FEE: Count 1 - \$65.00 per month.

SEX OFFENDER REGISTRATION FEE: Count 1 - \$250.00.

PROBATION ASSESSMENT: Count 1 - \$20.00.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

WARRANT CHARGE: Count 1 - \$45.00 payable \$tbd per month.

Payment to commence on 09/01/2016 and is due on the same day of each month thereafter until paid in full.

All amounts payable through the Clerk of the Superior Court.

Condition 16: Not consume or possess any substances containing alcohol.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 21: Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

Mental Health

Sex Offender

Computer Usage: Ownership and Monitoring

Condition 22: Other: Defendant may engage in computer usage for career or work related purposes only, as monitored by APO.

IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

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Defendant is reminded that failure to maintain contact with the Probation Department as required by your Probation Officer may result in the following orders being issued against you:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

4:01 p.m. Matter concludes.

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER CHARLES DONOFRIO III  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)